

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.:	10/823,829)	Confirmation No.:	5642
Applicant:	Evans et al.)	Customer No.:	27268
)		
Title:	Human Capital Management)		
	Assessment Tool System)		
	and Method)		
)		
Filed:	April 14, 2004)		
TC/A.U.:	3714)		
Examiner:	Matthew D. Hoel)	Docket No.:	CHORUS-P007-01

NOTICE OF APPEAL

MAIL STOP: AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the last decision of the examiner in the Final Office Action mailed January 19, 2011. Applicants previously paid a large entity Notice of Appeal fee of \$540.00 as required by 37 C.F.R. §41.20(b)(1) with a Notice of Appeal mailed on November 27, 2009. Applicants additionally paid a large entity fee for filing the subsequent Appeal Brief in support of the appeal as required by 37 C.F.R. §41.20(b)(2), which was filed on for the Appeal Brief filed on January 27, 2010. Please note that the Applicant claims small entity status and inadvertently paid large entity fees in error for the aforementioned appeal fees.

The application was not reviewed by the Board of Patent Appeals and Interferences and prosecution of the application was reopened. Therefore, the previously paid Notice of Appeal fee and the Appeal Brief filing fees are to be applied to initiate the present appeal, and subsequently, no fee is due.

Respectfully submitted,

/Ryan C. Barker/
Ryan C. Barker, Reg. No. 47,405
Attorney for Applicants
BAKER & DANIELS LLP
300 North Meridian Street, Suite 2700
Indianapolis, IN 46204
Telephone: (317) 237-0300
Fax: (317) 237-1000

Date Submitted: February 22, 2011